

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

PATENT

Applicant: Bozidar Ferek-Petric Examiner: B. Preito  
Serial No.: 09/348,506 Group Art Unit: 2142  
Filed: 7 July 1999 Docket: P8027.00  
Title: SYSTEM FOR REMOTE COMMUNICATION WITH A MEDICAL  
DEVICE

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**DECLARATION UNDER 37 CFR 1.131 ANTEDATING A REFERENCE**

I hereby declare the following:

- 1) I am currently and correctly named as an inventor in the pending patent application entitled "SYSTEM FOR REMOTE COMMUNICATION WITH A MEDICAL DEVICE" filed as U.S. patent application serial number 09/348,506.
- 2) The invention disclosed within the above-referenced patent application was conceived of by me prior to 9 April 1998.
- 3) A written description of the invention is present in materials submitted by me to Medtronic, Inc. prior to 9 April 1998 (six pages - attached) which materials were confirmed received by Medtronic, Inc. personnel on 9 April 1998 (copy of memo attached).
- 4) An Invention Disclosure Form was completed that described the invention and was submitted to the Medtronic, Inc. legal department in anticipation of patent preparation activity commencing in the above-noted U.S. patent application.
- 5) The invention was not publicly disclosed or offered for sale prior to the filing date of the present patent application.

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6) I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: Feb 24th 2005   
Bozidar Ferek-Petric